



Rep. William Davis

Filed: 5/14/2009

09600SB0047ham001

LRB096 04331 JAM 26791 a

1 AMENDMENT TO SENATE BILL 47

2 AMENDMENT NO. _____. Amend Senate Bill 47 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Procurement Code is amended by
5 changing Section 20-80 as follows:

6 (30 ILCS 500/20-80)

7 Sec. 20-80. Contract files.

8 (a) Written determinations. All written determinations
9 required under this Article shall be placed in the contract
10 file maintained by the chief procurement officer.

11 (b) Filing with Comptroller. Whenever a grant, defined
12 pursuant to accounting standards established by the
13 Comptroller, or a contract liability, except for: (1) contracts
14 paid from personal services, or (2) contracts between the State
15 and its employees to defer compensation in accordance with
16 Article 24 of the Illinois Pension Code, exceeding \$10,000 is

1 incurred by any State agency, a copy of the contract, purchase
2 order, grant, or lease shall be filed with the Comptroller
3 within 15 days thereafter. For each State contract for goods,
4 supplies, or services awarded on or after July 1, 2010, the
5 contracting agency shall provide the applicable rate and unit
6 of measurement of the goods, supplies, or services on the
7 contract obligation document as required by the Comptroller. If
8 the contract obligation document that is submitted to the
9 Comptroller contains the rate and unit of measurement of the
10 goods, supplies, or services, the Comptroller shall provide
11 that information on his or her official website. Any
12 cancellation or modification to any such contract liability
13 shall be filed with the Comptroller within 15 days of its
14 execution.

15 (c) Late filing affidavit. When a contract, purchase order,
16 grant, or lease required to be filed by this Section has not
17 been filed within 30 days of execution, the Comptroller shall
18 refuse to issue a warrant for payment thereunder until the
19 agency files with the Comptroller the contract, purchase order,
20 grant, or lease and an affidavit, signed by the chief executive
21 officer of the agency or his or her designee, setting forth an
22 explanation of why the contract liability was not filed within
23 30 days of execution. A copy of this affidavit shall be filed
24 with the Auditor General.

25 (d) Professional and artistic services contracts. No
26 voucher shall be submitted to the Comptroller for a warrant to

1 be drawn for the payment of money from the State treasury or
2 from other funds held by the State Treasurer on account of any
3 contract for services involving professional or artistic
4 skills involving an expenditure of more than \$5,000 for the
5 same type of service at the same location during any fiscal
6 year unless the contract is reduced to writing before the
7 services are performed and filed with the Comptroller. When a
8 contract for professional or artistic skills in excess of
9 \$5,000 was not reduced to writing before the services were
10 performed, the Comptroller shall refuse to issue a warrant for
11 payment for the services until the State agency files with the
12 Comptroller:

13 (1) a written contract covering the services, and

14 (2) an affidavit, signed by the chief executive officer
15 of the State agency or his or her designee, stating that
16 the services for which payment is being made were agreed to
17 before commencement of the services and setting forth an
18 explanation of why the contract was not reduced to writing
19 before the services commenced.

20 A copy of this affidavit shall be filed with the Auditor
21 General. The Comptroller shall maintain professional or
22 artistic service contracts filed under this Section separately
23 from other filed contracts.

24 (e) Method of source selection. When a contract is filed
25 with the Comptroller under this Section, the Comptroller's file
26 shall identify the method of source selection used in obtaining

1 the contract.

2 (Source: P.A. 90-572, eff. date - See Sec. 99-5; 91-904, eff.

3 7-6-00.)".